

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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ALEXANDER BELYA,

Plaintiff,

-against-

HILARION KAPRAL a/k/a METROPOLITAN  
HILARION; NICHOLAS OLKHOVSKIY; VICTOR  
POTAPOV; SERGE LUKIANOV; DAVID STRAUT;  
ALEXANDRE ANTCHOUTINE; MARK MANCUSO;  
GEORGE TEMIDIS; SERAFIM GAN; PAVEL  
LOUKIANOFF; BORIS DMITRIEFF; EASTERN  
AMERICAN DIOCESE OF THE RUSSIAN  
ORTHODOX CHURCH OUTSIDE OF RUSSIA; THE  
SYNOD OF BISHOPS OF THE RUSSIAN  
ORTHODOX CHURCH OUTSIDE OF RUSSIA, and  
JOHN DOES 1 through 100,

Defendants.

**NOTICE OF MOTION  
TO STRIKE AND/OR  
PRECLUDE THE  
REPORT AND  
TESTIMONY OF  
SAMEER SOMAL**

Case No.: **20-cv-6597**

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PLEASE TAKE NOTICE that, upon the Declaration of Donald J. Feerick, Jr., Esq., dated August 5, 2024, together with the exhibits submitted therewith, Defendants' Memorandum of Law, dated August 5, 2024, and all prior pleadings and proceedings had herein, Defendants HILARION KAPRAL a/k/a METROPOLITAN HILARION; NICHOLAS OLKHOVSKIY; VICTOR POTAPOV; SERGE LUKIANOV; DAVID STRAUT; ALEXANDRE ANTCHOUTINE; MARK MANCUSO; GEORGE TEMIDIS; SERAFIM GAN; BORIS DMITRIEFF; EASTERN AMERICAN DIOCESE OF THE RUSSIAN ORTHODOX CHURCH OUTSIDE OF RUSSIA; THE SYNOD OF BISHOPS OF THE RUSSIAN ORTHODOX CHURCH OUTSIDE OF RUSSIA will move this Court before the Honorable Arun Subramanian, United States District Judge, for an Order, pursuant to Federal Rules of Evidence Rules 702 and 403, striking the report

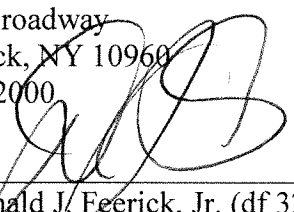


and preclude the testimony at trial of Plaintiff's purported damages expert, Sameer Somal, in full or in part.

Dated: August 5, 2024

Respectfully submitted,

FEERICK NUGENT MACCARTNEY, PLLC  
96 South Broadway  
South Nyack, NY 10960  
(845) 353-2000

By:   
Donald J. Feerick, Jr. (df 3299)  
Alak Shah, Esq.  
Christopher B. Pavlacka, Esq.

-and-

THE BECKET FUND FOR  
RELIGIOUS LIBERTY  
1919 Pennsylvania Ave NW, Suite 400  
Washington, DC 20006  
Diana Verm Thomson, Esq.  
Daniel H. Blomberg, Esq.

*Attorneys for Defendants*